IN THE HIGH COURT OF JUDICATURE
AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL WRIT PETITION NO.2790 OF 2005

M/s. Free India Concepts & Ors. ...Petitioners
Vs.
The State of Maharashtra & Ors. ...Respondents

Mr. A.M.Saraogi for the Petitioners
Mrs. S.D. Shinde, A.P.P for the State

CORAM: SHRI J.N.PATEL &
SMT. ROSHAN DALVI, JJ.
DATED: 26TH SEPTEMBER, 2006

P.C.

1. Heard.

2. The Petitioner No.1 is a Company which seeks quashing of the criminal complaint filed by the Respondent No.2 against itself the Directors before the Metropolitan Magistrates' Tis Hazari Court at Delhi.

3. It is the contention of the Petitioner that the Petitioners are not concerned with the transactions and with the cheque, if any was issued by the Respondent No.4 who is alleged to be one of the agent of the Company. We have

examined the complaint and are primafacie satisfied that the case is made out against the Petitioner and the learned Magistrate was right in issuing process against the Petitioner.

4. If at all the Petitioners have any defence, they should appear before the concerned Magistrate and contest the matter on merits.

5. This Court in exercise of its extra ordinary jurisdiction, it is not expected to scuttle the proceedings without any justification, therefore, the Petition is dismissed.

(SMT.ROSHAN DALVI, J.) (SHRI. J.N. PATEL, J.)